

referred to in sub-section (1) of section 24 shall, for purpose of this Act, be deemed to be the electoral roll for such division.

Explanation.—For purpose of this sub-section “electoral roll of the Karnataka Legislative Assembly” shall mean an electoral roll of the Karnataka Legislative Assembly prepared under the provisions of the Representation of the People Act, 1950 (Central Act 43 of 1950) for the time being in force.

(2) In respect of any election of a councillor for a division, the electoral roll for such division shall not include any amendment, transposition, inclusion or deletion of any entry made under the Representation of the People Act, 1950 (Central Act 43 of 1950) in the electoral roll of the Karnataka Legislative Assembly after the last date for making nomination for election to such division and before the completion of such election.

27. Qualification of candidates.—(1) No person shall be qualified for election—

- (a) as a councillor in respect of any of the divisional seats, unless his name is included in the electoral roll of any of the divisions of the city;
- (b) as a councillor in respect of any of the divisional seats specially reserved for members of Scheduled Castes or Scheduled Tribes unless—
 - (i) such person is himself a member of any such Caste or Tribe; and
 - (ii) his name is included in the electoral roll of any of the divisions aforesaid.

(2) No servant of the corporation, State Government or Central Government shall be qualified for election or for holding office as a councillor :

Provided that this prohibition shall not apply to—

(i) any person appointed as a special councillor under sub-section (3) of section 9; or

(ii) the holder of any office which does not involve both of the following incidents, namely,—

(a) the incumbent is whole-time servant of the Government, and

(b) he is remunerated by either salary or fees :

Provided further that if any question arises either before or after an election whether any person is or is not disqualified under this sub-section the question shall be referred to the Government whose decision shall be final.

28. Disqualification of candidates.—(1) A person who has been sentenced by a criminal court to imprisonment for life or to imprisonment for a period exceeding six months for any offence other than an offence of a political character or an offence not involving moral delinquency such sentence not having been reversed or the offence pardoned shall be disqualified for election or appointment as a councillor while undergoing the sentence and for five years from the date of expiration of the sentence.

(2) A person shall be disqualified for election or appointment as a councillor if such person is on the date of election or appointment—

(a) of unsound mind, a deaf, a mute or a leper ;

(b) an applicant to be adjudicated an insolvent or an undischarged insolvent ;